

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:17-cv-01626-JEB**

STATE OF CALIFORNIA v. U.S. ENVIRONMENTAL  
PROTECTION AGENCY

Assigned to: Judge James E. Boasberg  
Cause: 05:552 Freedom of Information Act

Date Filed: 08/11/2017

Jury Demand: None

Nature of Suit: 895 Freedom of  
Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**STATE OF CALIFORNIA**

represented by **Timothy Eugene Sullivan**  
CALIFORNIA DEPARTMENT OF  
JUSTICE  
Office of the Attorney General  
P.O. Box 70550  
1515 Clay St.  
20th Floor  
Oakland, CA 94612  
(510) 879-0987  
Email: [timothy.sullivan@doj.ca.gov](mailto:timothy.sullivan@doj.ca.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. ENVIRONMENTAL  
PROTECTION AGENCY**

represented by **Brian J. Field**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2551  
Fax: (202) 234-2806  
Email: [brian.field@usdoj.gov](mailto:brian.field@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
08/11/2017	<u>1</u>	COMPLAINT against U.S. ENVIRONMENTAL PROTECTION AGENCY ( Filing fee \$ 400 receipt number 0090-5070969) filed by STATE OF CALIFORNIA. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Sullivan, Timothy) (Entered: 08/11/2017)
08/11/2017		Case Assigned to Judge James E. Boasberg. (md) (Entered: 08/14/2017)
08/14/2017	<u>2</u>	SUMMONS Issued Electronically as to U.S. ENVIRONMENTAL PROTECTION AGENCY. (Attachments: # <u>1</u> Notice of Consent) (md) (Entered: 08/14/2017)
08/14/2017		SUMMONS Not Issued as to U.S. Attorney, U.S. Attorney General. (FOIA SUMMONS WERE NOT SUBMITTED AT THE TIME COMPLAINT WAS FILED) (md) (Entered: 08/14/2017)
08/14/2017	<u>3</u>	REQUEST FOR SUMMONS TO ISSUE to U.S. Attorney General re <u>1</u> Complaint filed by STATE OF CALIFORNIA. Related document: <u>1</u> Complaint filed by STATE OF CALIFORNIA.(Sullivan, Timothy) (Entered: 08/14/2017)
08/14/2017	<u>4</u>	REQUEST FOR SUMMONS TO ISSUE to U.S. Attorney for District of Columbia re <u>1</u> Complaint filed by STATE OF CALIFORNIA. Related document: <u>1</u> Complaint filed by STATE OF CALIFORNIA.(Sullivan, Timothy) (Entered: 08/14/2017)

08/15/2017	<u>5</u>	SUMMONS (2) Issued Electronically as to U.S. Attorney and U.S. Attorney General (nmw) (Entered: 08/15/2017)
08/30/2017	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/22/2017. Answer due for ALL FEDERAL DEFENDANTS by 9/21/2017. (Sullivan, Timothy) (Entered: 08/30/2017)
08/30/2017	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 08/22/2017. (Sullivan, Timothy) (Entered: 08/30/2017)
08/30/2017	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. ENVIRONMENTAL PROTECTION AGENCY served on 8/21/2017 (Sullivan, Timothy) (Entered: 08/30/2017)
09/21/2017	<u>9</u>	NOTICE of Appearance by Brian J. Field on behalf of All Defendants (Field, Brian) (Entered: 09/21/2017)
09/21/2017	<u>10</u>	ANSWER to Complaint by U.S. ENVIRONMENTAL PROTECTION AGENCY.(Field, Brian) (Entered: 09/21/2017)
09/22/2017		MINUTE ORDER: The Court ORDERS that the parties shall meet, confer, and submit a joint proposed briefing schedule by October 6, 2017. So ORDERED by Judge James E. Boasberg on 9/22/17. (lcjeb1) (Entered: 09/22/2017)
09/22/2017		Set/Reset Deadlines: The parties shall meet, confer, and submit a joint proposed briefing schedule by 10/6/2017. (jth) (Entered: 09/22/2017)
10/06/2017	<u>11</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Attachments: # <u>1</u> Exhibit FOIA Request)(Field, Brian) (Entered: 10/06/2017)
10/10/2017		MINUTE ORDER: The Court ORDERS that the schedule agreed to by the parties in Paragraph 14 of their <u>11</u> Joint Status Report is hereby ADOPTED, subject to Plaintiff's reservation set forth in Paragraph 15. So ORDERED by Judge James E. Boasberg on 10/10/17. (lcjeb1) (Entered: 10/10/2017)
10/10/2017		Set/Reset Deadlines: Joint Status Report due by 11/30/2017 (lsj) (Entered: 10/10/2017)
11/29/2017	<u>12</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 11/29/2017)
12/05/2017		MINUTE ORDER: The Court ADOPTS the processing schedule set out in paragraph 12 of the <u>12</u> Joint Status Report, subject to Plaintiff's reservations in paragraph 14. So ORDERED by Judge James E. Boasberg on 12/5/17. (lcjeb1) (Entered: 12/05/2017)
12/05/2017	<u>13</u>	ENTERED IN ERROR...ORDER referring this action to a randomly assigned Magistrate Judge for full case management. Signed by Judge James E. Boasberg on 12/5/17. (lcjeb1) Modified on 12/5/2017 (lcjeb1, ). Modified on 12/6/2017 (znmw). (Entered: 12/05/2017)
01/11/2018	<u>14</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 01/11/2018)
02/15/2018	<u>15</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 02/15/2018)
03/12/2018	<u>16</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 03/12/2018)
04/16/2018	<u>17</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 04/16/2018)
05/24/2018		MINUTE ORDER: As the parties have not filed their required 30-day report, the Court ORDERS that they shall do so by May 29, 2018. So ORDERED by Judge James E. Boasberg on 5/24/18. (lcjeb1) (Entered: 05/24/2018)
05/24/2018		Set/Reset Deadlines: Joint Status Report due by 5/29/2018 (lsj) (Entered: 05/24/2018)

05/29/2018	<u>18</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 05/29/2018)
05/29/2018		MINUTE ORDER: Per the Parties' <u>18</u> status report the Court ORDERS that 1) the Parties shall file a joint status report on or before July 1, 2018 identifying what, if any, issues remain for dispositive motions and proposing a schedule for further proceedings; and 2) the current Scheduling Order is amended to provide that the Parties are no longer required to submit joint status reports every thirty days. So ORDERED by Judge James E. Boasberg on 5/29/18. (lcjeb1) (Entered: 05/29/2018)
05/29/2018		Set/Reset Deadlines: Joint Status Report due by 7/1/2018. (nbn) (Entered: 05/29/2018)
07/02/2018	<u>19</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 07/02/2018)
07/03/2018		MINUTE ORDER: The Court ADOPTS the parties' <u>19</u> status report and ORDERS that they shall file a further joint status report on or before August 17, 2018. So ORDERED by Judge James E. Boasberg on 7/3/18. (lcjeb1) (Entered: 07/03/2018)
07/03/2018		Set/Reset Deadlines: Joint Status Report due by 8/17/2018. (znbn) (Entered: 07/05/2018)
08/17/2018	<u>20</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 08/17/2018)
08/17/2018		MINUTE ORDER: The Court ADOPTS the parties' <u>20</u> status report and ORDERS that they shall file a further status report on or before September 21, 2018. So ORDERED by Judge James E. Boasberg on 8/17/18. (lcjeb1) (Entered: 08/17/2018)
08/17/2018		Set/Reset Deadlines: Joint Status Report due by 9/21/2018. (znbn) (Entered: 08/20/2018)
09/20/2018	<u>21</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 09/20/2018)
09/21/2018		MINUTE ORDER: The Court ADOPTS the parties' <u>21</u> Joint Status Report and ORDERS that they shall file a further status report on or before October 22, 2018. So ORDERED by Judge James E. Boasberg on 9/21/2018. (lcjeb1) (Entered: 09/21/2018)
09/21/2018		Set/Reset Deadlines: Joint Status Report due by 10/22/2018. (znbn) (Entered: 09/21/2018)
10/22/2018	<u>22</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 10/22/2018)
10/22/2018		MINUTE ORDER: The Court ADOPTS the parties' <u>22</u> Joint Status Report and ORDERS that they shall file a further status report on or before November 30, 2018. So ORDERED by Judge James E. Boasberg on 10/22/2018. (lcjeb1) (Entered: 10/22/2018)
10/22/2018		Set/Reset Deadlines: Joint Status Report due by 11/30/2018. (znbn) (Entered: 10/23/2018)
11/29/2018	<u>23</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 11/29/2018)
11/29/2018		MINUTE ORDER: The Court ADOPTS the parties' <u>23</u> Joint Status Report and ORDERS that they shall file a further status report on or before January 4, 2019. So ORDERED by Judge James E. Boasberg on 11/29/2018. (lcjeb1) (Entered: 11/29/2018)
11/29/2018		Set/Reset Deadlines: Joint Status Report due by 1/4/2019. (znbn) (Entered: 11/30/2018)
01/04/2019	<u>24</u>	Unopposed MOTION to Stay <i>in Light of Lapse in Appropriations</i> by U.S. ENVIRONMENTAL PROTECTION AGENCY (Field, Brian) (Entered: 01/04/2019)
01/07/2019		MINUTE ORDER GRANTING <u>24</u> Motion to Stay. So ORDERED by Judge James E. Boasberg on 1/7/2019. (lcjeb1) (Entered: 01/07/2019)

01/28/2019	<u>25</u>	NOTICE of Restored Government Funding by U.S. ENVIRONMENTAL PROTECTION AGENCY (Field, Brian) (Entered: 01/28/2019)
02/06/2019		MINUTE ORDER: The Court lifts the stay entered on 1/7/2019 and ORDERS that the parties shall submit a joint status report by February 20, 2019. So ORDERED by Judge James E. Boasberg on 2/6/2019. (lcjeb1) Modified on 2/6/2019 (zlsj). (Entered: 02/06/2019)
02/06/2019		Set/Reset Deadlines: Joint Status Report due by 2/20/2019 (lsj) (Entered: 02/06/2019)
02/20/2019	<u>26</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Field, Brian) (Entered: 02/20/2019)
02/21/2019		MINUTE ORDER ADOPTING the parties' <u>26</u> Joint Status Report. The Court ORDERS that the parties shall file a further joint status report by March 22, 2019. So ORDERED by Judge James E. Boasberg on 2/21/2019. (lcjeb1) (Entered: 02/21/2019)
02/21/2019		Set/Reset Deadlines: Joint Status Report due by 3/22/2019. (znbn) (Entered: 02/21/2019)
03/22/2019	<u>27</u>	Joint STATUS REPORT by STATE OF CALIFORNIA. (Sullivan, Timothy) (Entered: 03/22/2019)
03/22/2019		MINUTE ORDER: The Court ADOPTS the parties' <u>27</u> joint status report and ORDERS that they shall file another joint status report on or before April 26, 2019. So ORDERED by Judge James E. Boasberg on 3/22/2019. (lcjeb3) (Entered: 03/22/2019)
03/22/2019		Set/Reset Deadlines: Joint Status Report due by 4/26/2019. (znbn) (Entered: 03/22/2019)